
UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

RONALD MAY,

Plaintiff,

versus

BRAD LIVINGSTON, *et al.*,

Defendants.

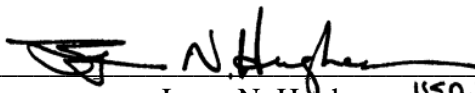
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CIVIL ACTION H-06-2900

Opinion on Dismissal

Ronald May has not responded to defendants' motion for summary judgment, although ordered to do so in the service of process order. In that order, May was told that if he does not timely comply, this case would be dismissed. Because the defendants' summary judgment motion is persuasive, the case will be dismissed. It will also be dismissed for want of prosecution and failure to obey a court order. *See* FED.R.CIV.P. 41(b); *Martinez v. Johnson*, 104 F.3d 769 (5th Cir. 1997) (affirming a dismissal for want of prosecution based on a prisoner's failure to respond to a summary judgment motion where the court ordered him to respond). All pending motions are denied as moot.

Signed on June 28, 2007, at Houston, Texas.



Lynn N. Hughes USDJ
United States District Judge

DISTRICT COURT	UNITED STATES
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CIVIL ACTION H-06-2900

Final Judgment

This case is dismissed.

Signed _____, 2007, at Houston, Texas.

Lynn N. Hughes
United States District Judge